

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION

\* \* \* \* \*

|                                   |   |                  |
|-----------------------------------|---|------------------|
| B.P.J., by her next friend and    | * |                  |
| Mother, HEATHER JACKSON,          | * |                  |
| Plaintiff                         | * | Case No.         |
| vs.                               | * | 2:21-CV-00316    |
| WEST VIRGINIA STATE BOARD OF      | * |                  |
| EDUCATION, HARRISON COUNTY        | * |                  |
| BOARD OF EDUCATION, WEST          | * |                  |
| VIRGINIA SECONDARY SCHOOL         | * |                  |
| ACTIVITIES COMMISSION, W.         | * |                  |
| CLAYTON BURCH in his official     | * |                  |
| Capacity as State Superintendent, | * | VIDEOTAPED       |
| DORA STUTLER in her official      | * | VIDEOCONFERENCE  |
| Capacity as Harrison County       | * | DEPOSITION       |
| Superintendent, PATRICK MORRISEY  | * | OF               |
| In his official capacity as       | * | BPJ              |
| Attorney General, and THE STATE   | * | January 21, 2022 |
| OF WEST VIRGINIA,                 | * |                  |
| Defendants                        | * |                  |

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1 VIDEOTAPED VIDEOCONFERENCE DEPOSITION

2 OF

3 BPJ, taken on behalf of the Defendant, State of West  
4 Virginia herein, pursuant to the Rules of Civil  
5 Procedure, taken before me, the undersigned, Nicole  
6 Montagano, a Court Reporter and Notary Public in and for  
7 the State of West Virginia, on Friday, January 21, 2022,  
8 beginning at 10:09 a.m.

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| 7  | Exhibit 2           | Davis Medical Records   | --*               |
| 8  | Exhibit 3           | WVU Medical Records     | --*               |
| 9  | Exhibit 4           | UPMC Children's Medical |                   |
| 10 |                     | Records                 | --*               |
| 11 | Exhibit 5           | UPMC Children's Medical |                   |
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| 16 |                     | Records                 |                   |
| 17 | Exhibit 8           | UPMC Children's Medical |                   |
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| 19 | Exhibit 9           | UPMC Children's Medical |                   |
| 20 |                     | Records                 | --*               |
| 21 | Exhibit 11A         | Progress Notes          | --*               |
| 22 | Exhibit 11B         | Progress Notes          | --*               |
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| 5  | Exhibit 12    | UPMC Children's Medical     |                   |
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| 10 | Exhibit 15    | WVU Medical Records         | --*               |
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| 12 | Exhibit 17    | Gender Support Plan         | --*               |
| 13 | Exhibit 18    | Preferred Name Request Form | --*               |
| 14 | Exhibit 19    | Gender Support Plan         | --*               |
| 15 | Exhibit 20    | Student Information         | --*               |
| 16 | Exhibit 20R   | Student Information         | --*               |
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| 21 | Exhibit 23    | Heart Walk Article          | --                |
| 22 | Exhibit 23R   | Heart Walk Article          | --                |
| 23 | Exhibit 24    | Photo                       | --                |
| 24 | Exhibit 24R   | Photo                       | --                |

|    |               |                         |                   |
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| 5  | Exhibit 25    | WV Record               | --                |
| 6  | Exhibit 26    | Photo of Mom and BPJ    | --                |
| 7  | Exhibit 27    | Article                 | --                |
| 8  | Exhibit 28    | Article                 | --                |
| 9  | Exhibit 29    | Lambda Legal Article    | --                |
| 10 | Exhibit 30    | Declaration of Heather  |                   |
| 11 |               | Jackson                 | --                |
| 12 | Exhibit 31    | Declaration of BJP      | --                |
| 13 | Exhibit 32    | First Amended Complaint | --                |
| 14 | Exhibit 33    | Standards of Care       | --                |
| 15 | Exhibit 34    | House Bill 3293         | --                |

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23 \* CONFIDENTIAL EXHIBITS

24

1 Q. Hi, [REDACTED]. My name is Shannon Rogers. I am one  
2 of the attorneys that represents the West Virginia  
3 Secondary School Activities Commission, which is  
4 sometimes referred to as the WVSSAC. And so when I'm  
5 saying WVSSAC that's what I'm referring to.

6 Does that make sense?

7 A. Yes.

8 Q. Okay.

9 Had you ever had heard of the WVSSAC before?

10 A. I don't think so.

11 Q. Okay.

12 Do you know if you have ever spoken to anybody  
13 who is with the WVSSAC?

14 A. I don't know.

15 Q. You don't know? Okay.

16 Do you know if anybody --- well, strike that.

17 So you don't think you've ever communicated or  
18 you just don't remember?

19 A. I don't think I've ever communicated.

20 ATTORNEY ROGERS: Okay.

21 I don't have any other questions. Thank  
22 you, [REDACTED].

23

24

EXAMINATION